

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Council Chambers
7500 Odawa Circle
Harbor Springs, MI 49740
August 7, 2014

Closed Session: Yes
Call to Order: 9:02 a.m.
Opening Ceremony: Albert Colby Jr.

Council Present: Legislative Leader Regina Gasco Bentley, Secretary Julia Shananaquet, , Councilor Bill A. Denemy, Councilor John Keshick III, Councilor Beatrice A. Law, Councilor Aaron Otto

Absent: Treasurer Marcella Reyes, Councilor Michael Naganashe, Councilor Winnay Wemigwase

9:04 a.m.: Treasurer Reyes arrives.

Legislative Office Staff Present: Legislative Office Manager Michele LaCount, Treasury Director Michael Garrow, Legislative Office Assistant Tamara Kiogima

Executive Officials and Staff Present: Executive Services Attorney Dianne Vitols, Tribal Administrator Albert Colby, Jr.

Public: John Kawegoma, Judy Fields, Andrew Stich

Invited Guests: Odawa Casino Resort: Marketing Director Karyann Waukazoo, Slot Director Dennis Shananaquet, Food and Beverage Director Hank Rowland, Table Games Director Shane Robertson, Director of Finance/Interim General Manager Roger Borton, Human Resources Director Katie Eberly, Property Operations Director Barry Laughlin. Joanie Buckley and Michele Danforth, Oneida Tourism

Motion made by Councilor Keshick and supported by Councilor Law to adopt the agenda of August 7, 2014, as amended.

Vote: 7-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Councilor Wemigwase)

Motion carried.

Motion made by Councilor Keshick and supported by Treasurer Reyes to approve the minutes of July 20, 2014 as presented

Vote: 7-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Councilor Wemigwase)

Motion carried.

9:07 a.m.: Elder comments – None at this time.

9:07 a.m. Councilor Naganashe arrives.

Executive Updates

Motion made by Councilor Keshick and supported by Councilor Naganashe to acknowledge receipt of the Executive Oversight Written Report as received on July 20, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)
Motion carried.

Legislative Leader Report

Discussion Items: Appellate Judge status, direct contact with Executive Program Directors, Odawa Fishery, Inc. issues, Elder complaint regarding Odawa Casino Resort.

Motion made by Councilor Naganashe and supported by Councilor Law to accept Legislative Leader Gasco Bentley's verbal report presented on August 7, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)
Motion carried.

Secretary Report

The following Tribal Council approved/adopted documents were delivered to the Executive: Nothing to Report.

Vetoos:

- Amendment to Waganakising Odawak Statute # 2011-009 Accounting Department vetoed 07/22/14.

Phone Polls:

- Phone Poll Conducted on 07/23/14 for the following purpose: Motion to Approve Certified Motion 072314-01 Request for Fredericks Peebles & Morgan LLP to file a Motion to Reconsider on the July 9, 2014 Opinion in LTBB v. Kenneth Harrington Case No. A-022-1212. The phone poll passed: 8-Yes, 1-No (Councilor Keshick), 0-Abstain, 0- Absent.
- Phone Poll Conducted on 07/29/14 for the following purpose: Motion to Approve Certified Motion 072914-01 Limited Waiver of Tribal Sovereign Immunity for Odawa Casino Resort General Manager's Contract-2014. The phone poll passed: 7-Yes, 0-No, 0-Abstain, 2- Absent (Councilor Otto, Councilor Shananaquet).

Motion made by Councilor Law and supported by Treasurer Reyes to accept Secretary Shananaquet's verbal report as presented on August 7, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)
Motion carried.

LTBB TRIBAL COUNCIL PHONE POLL

Reason for Phone Poll: Motion to Approve Certified Motion 072314-01 Request for Fredericks Peebles & Morgan LLP to file a Motion to Reconsider on the July 9, 2014 Opinion in LTBB v. Kenneth Harrington Case No. A-022-1212

Authorization:

Legislative Leader Regina G. Bentley

Phone Poll Conducted by:

Legislative Branch Admin Asst Michael Smith

Council Members:

| | | | | | |
|--------------------------|-----|-------------------------------------|----|-------------------------------------|--------------------------------|
| John Keshick III | Yes | <input type="checkbox"/> | No | <input checked="" type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |
| Bill A. Denemy | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |
| Winnay Wemigwase | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |
| Aaron Otto | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |
| Michael Naganashe | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |
| Beatrice A. Law | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |
| Marcella Reyes | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |
| Julie Shananaquet | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |
| Regina Bentley | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Date/Time Called: _____ |
| | | | | | # of attempts: _____ |

Phone Poll Vote:

VOTE: 8 Yes 1 No 0 Abstained 0 Absent

Comments:

John Keshick III

Bill A. Denemy

Winnay Wemigwase

Aaron Otto

Michael Naganashe

Beatrice A. Law

Marcella Reyes

Julie Shananaquet

Regina Bentley

The Legislative Office Manager or Administrative Assistance in accordance with policy certifies the results of this Phone Poll and that the results of the phone poll were sent via e-mail to Tribal Council:

Michael Smith

07-23-14

Michael Smith Legislative Branch Admin Asst

Date:

In accordance with the Tribal Council Phone Poll Policy approved on May 6, 2012, the action approved, the Tribal Council Member's vote, and the results of the vote of the phone poll shall be announced by the Secretary at the next meeting and recorded in the Minutes. The Legislative Office shall maintain the certified record of the phone poll on file.

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

CERTIFIED MOTION # 072314-01

**Request for Fredericks Peebles & Morgan LLP to file a Motion to Reconsider on the
July 9, 2014 Opinion in LTBB v. Kenneth Harrington Case No. A-022-1212**

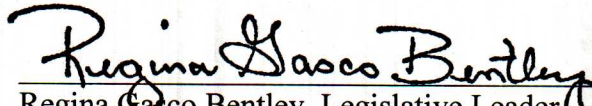
- WHEREAS** the Waganakising Odawak, known in English as Little Traverse Bay Bands of Odawa Indians is a nation of citizens with inherent sovereignty and right to self-governance and;
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians ("LTBB") is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians Tribal Council is the elected legislative body of the Tribe;
- WHEREAS** The law firm of Fredericks Peebles & Morgan LLP currently represents the Tribal Council in the LTBB v. Kenneth Harrington Case No. A-022-1212.
- WHEREAS** The Opinion issued on July 9, 2014 and the Tribal Court has requested that Fredericks Peebles & Morgan file a Motion to Reconsider based upon real party in interest, standing, and justiciability standards.

THEREFORE, BE IT RESOLVED that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians authorizes and directs Fredericks Peebles & Morgan LLP to file the Motion to Reconsider on the July 9, 2014 Opinion in LTBB v. Kenneth Harrington Case No. A-022-1212.

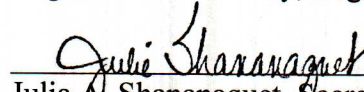
CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians by a phone poll of the Tribal Council held July 23, 2014 at which a quorum was present, by a vote of 8 in favor, 1 opposed, 0 abstentions, 0 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 07-23-14


Regina Gasco Bentley, Legislative Leader

Date: 07-23-14


Julia A. Shananaquet, Secretary

LTBB TRIBAL COUNCIL PHONE POLL

Reason for Phone Poll: Motion to approve Certified Motion for the Limited Waiver of Tribal Sovereign Immunity for Odawa Casino Resort General Manager's Contract-2014.

Authorization: Legislative Leader Regina G. Bentley
Phone Poll Conducted by: Legislative Admin Asst Michael Smith

Council Members:

| | | |
|--------------------------|-----------------------|--|
| John Keshick III | Yes <u>X</u> No _____ | Date/Time Called: _____ # of attempts: _____ |
| Bill A. Denemy | Yes <u>X</u> No _____ | Date/Time Called: _____ # of attempts: _____ |
| Winnay Wemigwase | Yes <u>X</u> No _____ | Date/Time Called: _____ # of attempts: _____ |
| Aaron Otto | Yes _____ No _____ | Date/Time Called: 07/29/14 1:53 pm / 4:09 pm / 4:13 pm # of attempts: 3 |
| Michael Naganashe | Yes <u>X</u> No _____ | Date/Time Called: _____ # of attempts: _____ |
| Beatrice A. Law | Yes <u>X</u> No _____ | Date/Time Called: _____ # of attempts: _____ |
| Marcella Reyes | Yes <u>X</u> No _____ | Date/Time Called: _____ # of attempts: _____ |
| Julie Shananaquet | Yes _____ No _____ | Date/Time Called: 07/29/14 1:53 pm / 4:04 pm / 4:05 pm / 4:06 pm # of attempts: 4 |
| Regina Bentley | Yes <u>X</u> _____ | Date/Time Called: _____ # of attempts: _____ |

Phone Poll Vote:

VOTE: 7 Yes 0 No 0 Abstained 2 Absent

Comments:

John Keshick III _____

Bill A. Denemy _____

Winnay Wemigwase _____

Aaron Otto _____

Michael Naganashe _____

Beatrice A. Law _____

Marcella Reyes _____

Julie Shananaquet _____

Regina Bentley _____

The Legislative Office Manager or Administrative Assistance in accordance with policy certifies the results of this Phone Poll and that the results of the phone poll were sent via e-mail to Tribal Council:



Michael Smith Legislative Branch Admin Asst

Date: _____

In accordance with the Tribal Council Phone Poll Policy approved on May 6, 2012, the action approved, the Tribal Council Member's vote, and the results of the vote of the phone poll shall be announced by the Secretary at the next meeting and recorded in the Minutes. The Legislative Office shall maintain the certified record of the phone poll on file.



LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

CERTIFIED MOTION # 072914-01

**Limited Waiver of Tribal Sovereign Immunity for
Odawa Casino Resort General Manager's Contract-2014**

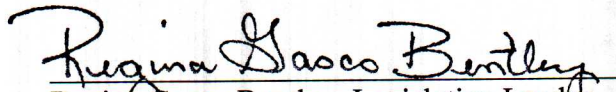
- WHEREAS** the Waganakising Odawak, known in English as Little Traverse Bay Bands of Odawa Indians is a nation of citizens with inherent sovereignty and right to self-governance and;
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians ("LTBB") is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians Tribal Council is the elected legislative body of the Tribe;
- WHEREAS** the Constitution, Article XVIII, Sovereign Immunity, provides that the Little Traverse Bay Bands of Odawa Indians, including all subordinate entities, shall be immune from suit except to the extent that the Tribal Council clearly and expressly waives its sovereign immunity, and officials and employees of the Tribe acting within the scope of their duties or authority shall be immune from suit.
- WHEREAS** according to WOS 2010-021, the Gaming Authority Committee has the duty, in connection with the Enterprises, Odawa Casino Resort, to employ a General Manager.

THEREFORE, BE IT RESOLVED that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians authorizes and approves the limited waiver of sovereign immunity for the contract between the Gaming Authority Committee and the Odawa Casino Resort General Manager, dated August of 2014, only to the extent required to be sued in the Tribal Court by the General Manager for any monies or funds owed under the contract.

CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians by a phone poll of the Tribal Council held July 29, 2014 at which a quorum was present, by a vote of 7 in favor, 0 opposed, 0 abstentions, 2 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 07-29-14


Regina Gasco Bentley, Legislative Leader

Date: 07-29-14


Julia A. Shananaquet, Secretary

Treasurer Report

Motion made by Secretary Shananaquet and supported by Councilor Law to accept Treasurer Reyes' verbal report as presented on August 7, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

9:28 a.m. Elder comment opened:

- John Kawegoma briefed Tribal Council regarding his complaint involving the Executive Elder's Department.

9:53 a.m. Break.

10:03 a.m. Resume.

Gaming Authority Committee

10:04 a.m. Presentation made by: Marketing Director Karyann Waukazoo, Slot Director Dennis Shananaquet, Food and Beverage Director Hank Rowland, Table Games Director Shane Robertson, Director of Finance/Interim General Manager Roger Borton, Human Resources Director Katie Eberly.

10:23 Elder comment made:

- Judy Field comment on the poor housekeeping at Odawa Casino Resort.

10:23 a.m. Motion made by Councilor Law and supported by Councilor Otto to go into closed session for confidential business matters.

Vote: 7-Yes, 1-No (Councilor Shananaquet), 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

10:38 a.m. Motion made by Councilor Law and supported by Treasurer Reyes to return to open session.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Denemy to acknowledge receipt of the 2014 Odawa Casino Resort 2nd Quarter report as presented by Roger Borton, Interim General Manager on August 7, 2014.

Vote: 7-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Wemigwase, Treasurer Reyes)

Motion carried.

11:23 a.m. Break.

11:38 a.m. Resume.

Presentation made by Invited guests Joanie Buckley and Michele Danforth of the Wisconsin Oneida Tribe.

Motion made by Secretary Shananaquet and supported by Treasurer Reyes to acknowledge the Oneida presentation regarding Tribal Tourism as sponsored by the Agricultural Assessment Work Group.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

Action Items

Motion made by Councilor Keshick and supported by Secretary Shananaquet to override July 22, 2014 Executive veto of Waganakising Odawak Statute Amendment to Waganakising Odawak Statute 2011-009 Accounting Department Statute in accordance with the Little Traverse Bay Bands of Odawa Indians Constitution ARTICLE VI. TRIBAL COUNCIL C. Delegation of Authority: The Tribal membership, through this document, authorizes: the Tribal Council to be the Legislative body and to make laws and appropriate funds in accordance with Article VII; the Executive Branch to administer such funds, enforce this Constitution and laws passed thereunder, and implement policies and procedures enacted by the Tribal Council in accordance with Article VIII C, 2; and the Judicial Branch to interpret this Tribal Constitution and to apply the laws of the Little Traverse Bay Bands of Odawa Indians in accordance with Article IX.

Vote: 7-Yes, 1-No Councilor Otto, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

11:48 a.m. Public Comment opens:

- Andrew Stich commented on the purchase of Harbor Springs, MI property and suggested building homes where there is a large population of Tribal Citizens. Suggest using hotel as a housing complex when the new hotel is built. Mr. Stich is questioning what is happening with the Mackinaw City property.

12:05 p.m. Public Comment closes.

Motion made by Secretary Shananaquet and supported by Councilor Law to approve Certified Motion 080714-01 Funding from the United States Department of the Interior Bureau of Indian Affairs Office of Justice Services FY 2014 Law Enforcement Non-Recurring Funds.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Naganashe to approve Certified Motion 080714-02 Funding from the United States Department of the Interior Bureau of Indian Affairs P.L. 93-638 Annual Funding Agreement FY 2014 Contract Increase for FY 2013 Contract Support Costs.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

CERTIFIED MOTION #080714-01

Funding from the United States Department of the Interior
Bureau of Indian Affairs
Office of Justice Services
FY 2014 Law Enforcement Non-Recurring Funds

- WHEREAS** the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians ("LTBB" or "Tribe") is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians Tribal Council is the elected legislative body of the Tribe;
- WHEREAS** the Tribe and its members are eligible for all services and benefits provided by the Federal Government to Indians, as reaffirmed by Public Law 103-324, because of their status as federally recognized Indians;
- WHEREAS** the Tribe is authorized to contract with the Bureau of Indian Affairs (BIA) under the authority of the Indian Self-Determination and Education Assistance Act, Public Law 93-638, as amended, to administer and implement such services;
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians Law Enforcement Department has received its authority with the Bureau of Indian Affairs Special Law Enforcement Commissions to Tribal Police that allow the enforcement of applicable federal criminal status as defined in Title 18 of the United States Code, Section 1151 as federal criminal laws applicable to Indian Country, namely the General Crimes Act, and the Major Crimes Act along with Non-Indian Misdemeanor Violations Docket;
- WHEREAS** the LTBB Law Enforcement Department desires to enhance police services through a one-time only funding request to BIA;

WHEREAS the BIA Office of Justice Services has funds available to support one-time only Law Enforcement projects to support police services.

THEREFORE BE IT RESOLVED that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians authorizes and supports this application to the U.S. Department of the Interior, Bureau of Indian Affairs for FY 2014 Law Enforcement Non-Recurring Funds to support a one-time only project to enhance the LTBB police services.

BE IT FURTHER RESOLVED that the LTBB Tribal Chair, Vice Chair, Tribal Administrator, or another designee from the Tribal Chair is authorized to execute any documents necessary to apply for, receive, and administer funds under the contract.

CERTIFICATION

Received by the Executive Office on 7/24/14 by [Signature]

The Executive concurs and recommend this action of the Tribal Council.

Date: 24 July 14

[Signature]

Executive, Tribal Chair/Vice Chair

Received by the Legislative Office on 7-24-14 by [Signature]

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held August 7, 2014 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, 1 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 8-7-14

Regina Gasco Bentley
Regina Gasco Bentley, Legislative Leader

Date: 8-7-14

Julie Shananaquet
Julie Shananaquet, Secretary

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

CERTIFIED MOTION #080714-01

Funding from the United States Department of the Interior
Bureau of Indian Affairs
Office of Justice Services
FY 2014 Law Enforcement Non-Recurring Funds

- WHEREAS** the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians ("LTBB" or "Tribe") is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians Tribal Council is the elected legislative body of the Tribe;
- WHEREAS** the Tribe and its members are eligible for all services and benefits provided by the Federal Government to Indians, as reaffirmed by Public Law 103-324, because of their status as federally recognized Indians;
- WHEREAS** the Tribe is authorized to contract with the Bureau of Indian Affairs (BIA) under the authority of the Indian Self-Determination and Education Assistance Act, Public Law 93-638, as amended, to administer and implement such services;
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians Law Enforcement Department has received its authority with the Bureau of Indian Affairs Special Law Enforcement Commissions to Tribal Police that allow the enforcement of applicable federal criminal status as defined in Title 18 of the United States Code, Section 1151 as federal criminal laws applicable to Indian Country, namely the General Crimes Act, and the Major Crimes Act along with Non-Indian Misdemeanor Violations Docket;
- WHEREAS** the LTBB Law Enforcement Department desires to enhance police services through a one-time only funding request to BIA;



WHEREAS the BIA Office of Justice Services has funds available to support one-time only Law Enforcement projects to support police services.

THEREFORE BE IT RESOLVED that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians authorizes and supports this application to the U.S. Department of the Interior, Bureau of Indian Affairs for FY 2014 Law Enforcement Non-Recurring Funds to support a one-time only project to enhance the LTBB police services.

BE IT FURTHER RESOLVED that the LTBB Tribal Chair, Vice Chair, Tribal Administrator, or another designee from the Tribal Chair is authorized to execute any documents necessary to apply for, receive, and administer funds under the contract.

CERTIFICATION

Received by the Executive Office on 7/24/14 by [Signature]

The Executive concurs and recommend this action of the Tribal Council.

Date: 24 July 14

[Signature]

Executive, Tribal Chair/Vice Chair

Received by the Legislative Office on 7.24.14 by [Signature]

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held August 7, 2014 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, 1 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 8-7-14

[Signature: Regina Gasco Bentley]
Regina Gasco Bentley, Legislative Leader

Date: 8-7-14

[Signature: Julie Shananaquet]
Julie Shananaquet, Secretary

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

CERTIFIED MOTION #080714-02

Funding from the United States Department of the Interior
Bureau of Indian Affairs
P.L. 93-638 Annual Funding Agreement
FY 2014 Contract Increase for FY 2013 Contract Support Costs

- WHEREAS** the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians ("LTBB" or "Tribe") is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);
- WHEREAS** the Little Traverse Bay Bands of Odawa Indians Tribal Council is the elected legislative body of the Tribe;
- WHEREAS** the Tribe and its members are eligible for all services and benefits provided by the Federal Government to Indians, as reaffirmed by Public Law 103-324, because of their status as federally recognized Indians;
- WHEREAS** the Tribe is authorized to contract with the Bureau of Indian Affairs (BIA) under the authority of the Indian Self-Determination and Education Assistance Act, Public Law 93-638, as amended, to administer and implement such services;
- WHEREAS** the Tribe and the BIA have negotiated mature contracts and desire to continue these mature contracts to fund Tribal governmental programs, services, functions and activities;
- WHEREAS** the BIA Master Contract #A12AV00524 – Consolidated Tribal Government Program has been modified by the Bureau of Indian Affairs for a funding increase in the amount of \$14,521 for FY 2013 Contract Support Costs.

THEREFORE BE IT RESOLVED that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians authorizes the acceptance of the additional funds awarded by the U.S. Department of the Interior, Bureau of Indian Affairs through the annual consolidated mature contracts with the Bureau of Indian Affairs to implement the Tribe's statements of work.

BE IT FURTHER RESOLVED that the LTBB Tribal Chair, Vice Chair, Tribal Administrator, or another designee from the Tribal Chair is authorized to execute any documents necessary to apply for, receive, and administer funds under the contract.

CERTIFICATION

Received by the Executive Office on 7/25/14 by [Signature]

The Executive concurs and recommend this action of the Tribal Council.

Date: 25 July, 14

[Signature]

Executive, Tribal Chair/Vice Chair

Received by the Legislative Office on 7.25.14 by [Signature]

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held August 7, 2014 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, 1 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 8-7-14

[Signature: Regina Gasco Bentley]
Regina Gasco Bentley, Legislative Leader

Date: 8-7-14

[Signature: Julie Shananaquet]
Julie Shananaquet, Secretary

Motion made by Secretary Shananaquet and supported by Councilor Law to approve Certified Motion 080714-03 Funding from the United States Department of Agriculture (USDA), Food and Nutrition Services Little Traverse Bay Bands of Odawa Indians Food Distribution Program on Indian Reservations (FDPIR).

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

Motion made by Councilor Law and supported by Councilor Naganashe to approve Certified Motion 080714-04 Funding from the National Endowment for the Humanities Museums, Libraries, and Cultural Organizations: Planning Grants Little Traverse Bay Bands of Odawa Indians Repatriation and Archives Department "A Reflection of Ourselves: A Visual History of the Transition of the Odawa of Little Traverse During the 1800s" Planning Grant.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Denemy to adopt Tribal Resolution 080714-01 Supplemental Funding in the Amount not to exceed \$1,400.00 for Rehmann Services to come from prior period funds.

Roll call: Councilor Denemy-yes, Councilor Keshick-no, Councilor Law-yes, Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-absent, Treasurer Reyes-yes, Secretary Shananaquet-yes, Legislative Leader Gasco Bentley-yes

Motion carried.

Motion made by Councilor Law and supported by Councilor Denemy to approve Certified Motion 080714-06 Approval for Residential Leases of Tribally Owned Land.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Law to accept the invitation from Oneida (Wisconsin) Division Director Joanie Buckley and to approve travel for Agricultural Assessment Work Group on August 21-22, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

Motion made by Councilor Keshick and supported by Councilor Law to post to the Legislative Calendar the Legislative Branch Travel Policy as sponsored by Secretary Shananaquet.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)

Motion carried.

Motion made by Councilor Keshick and supported by Councilor Naganashe to post the Legislative Calendar the Tribal Government Human Resources Department Statute as sponsored by Legislative Leader Gasco Bentley.

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

CERTIFIED MOTION # 080714-03

Funding from the United States Department of Agriculture (USDA),
Food and Nutrition Services
Little Traverse Bay Bands of Odawa Indians
Food Distribution Program on Indian Reservations (FDPIR)

WHEREAS the Waganakising Odawak, known in English as Little Traverse Bay Bands of Odawa Indians is a nation of citizens with inherent sovereignty and right to self-governance and;

WHEREAS the Little Traverse Bay Bands of Odawa Indians ("LTBB") is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

WHEREAS the Little Traverse Bay Bands of Odawa Indians Tribal Council is the elected legislative body of the Tribe;

WHEREAS the Tribe supports programs that help low-income households maintain a nutritionally balanced diet;

WHEREAS the Little Traverse Bay Bands of Odawa Indians has operated and desires to continue to operate a program that provides commodity food to low-income households, including the elderly, living on Indian reservations, and to Native American families residing in designated areas near reservations;

WHEREAS the Little Traverse Bay Bands of Odawa Indians recognizes the importance of the assistance provided through the USDA Food Distribution Program on Indian Reservations Program for those meeting the eligibility requirements within the Tribal community.


THEREFORE, BE IT RESOLVED that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians authorizes and supports the Plan of Operation and budget request to the United States Department of Agriculture, Food and Nutrition Service for fiscal year 2015 Little Traverse Bay Bands of Odawa Indians Food Distribution Program on Indian Reservations.



BE IT ALSO RESOLVED that the Little Traverse Bay Bands of Odawa Indians will provide the required 25% matching contribution through in-kind contribution.

FURTHER RESOLVED, that the LTBB Tribal Chair, Vice Chair, Tribal Administrator, or another designee from the Tribal Chair is authorized to execute any documents necessary to apply for, receive, and administer funds under the grant.

CERTIFICATION


Received by the Executive Office on 7-24-14 by 

The Executive concurs and recommend this action of the Tribal Council.

Date: 24 JUL 14

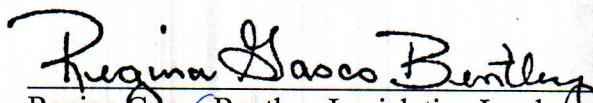


Executive, Tribal Chair/Vice Chair

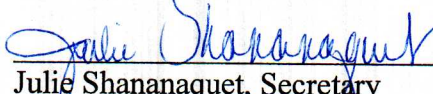
Received by the Legislative Office on 7.24.14 by 

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held August 07, 2014 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, 1 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 8-7-14


Regina Gasco Bentley, Legislative Leader

Date: 8-7-14


Julie Shananaquet, Secretary

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

MOTION # 080714-04

Funding from the National Endowment for the Humanities Museums, Libraries, and Cultural
Organizations: Planning Grants

Little Traverse Bay Bands of Odawa Indians Repatriation and Archives Department
"A Reflection of Ourselves: A Visual History of the Transition of the Odawa of Little
Traverse During the 1800s" Planning Grant

WHEREAS the Waganakising Odawak, known in English as Little Traverse Bay Bands of
Odawa Indians is a nation of citizens with inherent sovereignty and right to
self-governance; and

WHEREAS the Little Traverse Bay Bands of Odawa Indians ("LTBB") is a federally
recognized Indian Tribe under Public Law 103-324, and is a party to
numerous Treaties with the United States the most recent of which being the
Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of
Detroit of 1855 (11 Stat. 621);

WHEREAS the Little Traverse Bay Bands of Odawa Indians Tribal Council is the elected
legislative body of the Tribe; and

WHEREAS the Tribe relies on the collection of tribal history and culture that is significant
to the identity of the Odawa people including Odawa history, spirituality,
traditions, arts, values and mannerisms; and

WHEREAS the Tribe operates a Repatriation, Archives and Records department with a
goal to provide meaningful and accurate information regarding the history of
the Odawa/Anishinaabek and repatriation issues to the widest range of
audiences possible; and

WHEREAS the National Endowment for the Humanities has announced funding through
Museums, Libraries, and Cultural Organizations Planning Grants to provide
funding for planning projects that produce public programs in the humanities
through exhibitions, interpretations of historic places, sites or regions, living
history presentations, and other face-to-face programs at libraries, community
centers and other public venues; as well as build on humanities scholarship,
deepen public understanding of significant humanities questions, approach a
subject analytically and interpretively through an appropriate variety of
perspectives and encourage dialogue and discussion.

THEREFORE, BE IT RESOLVED that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians authorizes and supports this grant application to the National Endowment of the Humanities for planning the "A Reflection of Ourselves: A Visual History of the Transition of the Odawa of Little Traverse During the 1800s" exhibit.

BE IT ALSO RESOLVED that the Little Traverse Bay Bands of Odawa Indians will provide leveraged resources via the Department of Repatriation, Archives and Records toward this grant application to the National Endowment of the Humanities for planning the "A Reflection of Ourselves: A Visual History of the Transition of the Odawa of Little Traverse During the 1800s" exhibit.


FURTHER RESOLVED, that the LTBB Tribal Chairperson, Vice Chairperson, Tribal Administrator, or another designee from the Tribal Chairperson is authorized to execute any documents necessary to apply for, receive, and administer funds under the grant.

CERTIFICATION

Received by the Executive Office on 7-24-14 by 

The Executive concurs and recommend this action of the Tribal Council.

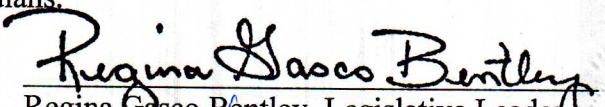
Date: 24 July 14


Fred Kiogima, Tribal Chairperson

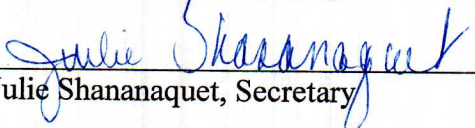
Received by the Legislative Office on 7-24-14 by 

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held August 07, 2014 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, 1 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 8-7-14


Regina Gasco Bentley, Legislative Leader

Date: 8-7-14


Julie Shananaquet, Secretary

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS

**7500 Odawa Circle
Harbor Springs, MI 49740**

CERTIFIED MOTION # 080714-05

Approval for Leases of Tribally Owned Land

WHEREAS the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;

WHEREAS the Little Traverse Bay Bands of Odawa Indians is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

WHEREAS the Housing Department is an Executive department and is charged with the task of providing housing to tribal citizens and to assist tribal citizens in their efforts to obtain housing;

WHEREAS the leasing of tribally owned land to tribal citizens for the construction or establishment of homes furthers the objective of assisting tribal citizens in obtaining housing;

WHEREAS the Housing Department has drafted Residential Leases of Tribally owned land for Annette VanDeCar 2014-01; and Simon Kenwabikise 2014-02

WHEREAS article VII, § D(12) of the Constitution requires that the Tribal Council approve leases of Tribally owned land.

THEREFORE, BE IT RESOLVED Tribal Council hereby approves Residential Lease of Tribally owned land 2014-01 and 2014-02

FURTHER, BE IT RESOLVED, the Tribal Treasurer is authorized to sign the above referenced leases;

FINALLY, BE IT RESOLVED that the Executive is authorized to submit this Amendment to the proper federal officials to obtain the Secretary's approval, and to take all action reasonable and necessary to obtain that approval.

CERTIFICATION

Received by the Executive Office on 7/31/14 by [Signature]

The Executive concurs and recommend this action of the Tribal Council.

Date: 7/31/14

[Signature]

Executive, Tribal Chair/Vice Chair

Received by the Legislative Office on 7.31.14 by [Signature]

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held August 07, 2014 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, 1 absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 7.31.14

[Signature]
Regina Gasco Bentley, Legislative Leader

Date: 7.31.14

[Signature]
Julie Shananaquet, Secretary

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)
Motion carried.

Motion made by Councilor Law and supported by Councilor Naganashe to approve Tribal Council to attend Chippewa Ottawa Resource Authority (CORA) at the Grand Traverse Resort on August 19-21, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)
Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Law to accept William I. Denemy Appellate Nomination and to set up an interview.

Vote: 7-Yes, 0-No, 1-Abstained (Councilor Denemy), 1-Absent (Councilor Wemigwase)
Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Law to amend the agenda to include approval of Tribal Council Attendance at 2- NCAI Conferences - September 2014 Washington DC and October 2014 Atlanta GA .

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)
Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Law to accept Michael McCreery's Resignation Letter from Odawa Fishery Board.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)
Motion carried.

Motion made by Councilor Naganashe and supported by Councilor Keshick to approve Tribal Council attendance at 2014 NCAI Tribal Unity Impact Days: September 2014 in Washington DC., and NCAI 71st Annual Convention "Tribal Governance for the Next Generation" October 2014 in Atlanta GA.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)
Motion carried.

12:35 p.m. Lunch Break

1:33 p.m. Meeting Resumes

Tribal Council Travel Reports - No travel to report.

Tribal Council Member Reports:

Councilor Denemy verbally reported on his attendance at LTBB Drug Court graduation ceremony and Odawa Fishery Inc. (OFI) aka: Bells Fishery. While on his site visit at Odawa Fishery the Manager requested that Councilor Denemy inquire into Medical Insurance coverage for employees.

Councilor Denemy requested information concerning which account revenues from the Natural Resources Department docks are going.



Councilor Law also made additional comments on the condition of Odawa Fishery, Inc.

and further stated that she felt there was good management practices being utilized. She did not notice the unbearable stench as earlier reported.

1:54 p.m. Councilor Wemigwase arrives

Motion made by Treasurer Reyes and supported by Councilor Naganashe to accept the verbal report of Councilor Denemy and Councilor Law as presented on August 7, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Legislative Leader Gasco Bentley)
Motion carried.

Land and Reservation Committee

Motion made by Councilor Law and supported by Councilor Wemigwase to accept the verbal report of the Land and Reservation Committee as presented by Councilor Naganashe, Committee Secretary.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Legislative Leader Gasco Bentley)
Motion carried.

Legal Legislative Committee – No activity to report.

- Next meeting to be held August 20, 2014

Agriculture Assessment Work Group

Motion made by Councilor Denemy and supported by Councilor Wemigwase to accept the verbal report of the Agriculture Assessment Work Group as presented by Councilor Keshick, Committee Chairman.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Legislative Leader Gasco Bentley)
Motion carried.

Ethics Committee – No activity to report.

Legislative Office Reports:

Treasury Director Report

Motion made by Councilor Law and supported by Treasurer Reyes to accept Treasury Director Garrow's verbal and written report as presented on August 7, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Legislative Leader Gasco Bentley)
Motion carried.

Legislative Services Attorney Report

Motion made by Councilor Keshick and supported by Treasurer Reyes to accept Legislative Services Attorney Budnick's written report as presented on August 7, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Legislative Leader Gasco Bentley)
Motion carried.

Enjinaaknegeng – No report.

Legislative Office Manager

Motion made by Treasurer Reyes and supported by Councilor Wemigwase to accept Legislative Office Manager LaCount's verbal and written report as presented on August 7, 2014.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Legislative Leader Gasco Bentley)

Motion carried.

Additional items:

Councilor Denemy brought up the small parking spaces at the Government building and tribal license plates.

3:00 p.m. Public comment – No comments made.

Adjournment

3:02 p.m. Motion made by Councilor Denemy and supported by Treasurer Reyes to adjourn meeting.

Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Legislative Leader Gasco Bentley)

Motion carried.

Next Scheduled Meeting

August 21, 2014

Please contact the Legislative Office at 231-242-1403, 231-242-1404 or 231-242-1406 for additional updates and clarifications of these minutes as presented.

These Minutes have been read and approved as written.



Julia A. Shananaquet, Tribal Council Secretary

8-21-14

Date